



# MACo

# LEGISLATIVE UPDATE

VOL. 20, NO. 12

March 13, 2009

The Montana Association of Counties (MACo) publishes this **weekly** bulletin containing summary descriptions of bills of interest to local government officials. **Each issue lists only the bills that have been introduced during the week. Please save this message or print it for future reference.**

Copies of bills are typically sent to County Clerks and Recorders and also can be found at: [http://laws.leg.mt.gov/laws09/LAW0200W\\$.Startup](http://laws.leg.mt.gov/laws09/LAW0200W$.Startup)

#### TO CONTACT LEGISLATORS:

Legislative Information and Message Office: (406) 444-4800  
Senators Fax: (406) 444-4875  
Mail: P.O. Box 200500; Helena, MT 59620-0500  
Representatives Fax: (406) 444-4825  
Mail: P.O. Box 200400; Helena, MT 59620-0400

Many legislators have their own e-mail addresses, which can be found at <http://leg.mt.gov/css/sessions/61st/roster.asp?HouseID=0&SessionID=94>

## MACo & the Montana Legislature

The MACo Web site has a page at <http://www.maco.cog.mt.us/Legislature/Legislative.htm> dedicated to helping members keep track of the happenings at the 61th Montana Legislature. There you'll find MACo's resolutions, links to pertinent bills, an archive of our weekly *Legislative Updates*, links to bills and bill status reports, hearings calendars, committee listings, legislator contact information, and more.

## Scheduled Hearings for March 16-20, 2009

The Senate Local Government Committee meets Mondays, Wednesdays, and Fridays at 3 p.m. in Room 405. The House Local Government Committee meets Tuesdays and Thursdays at 3 p.m. in Room 172. MACo bills are shown below in **bold**.

### Monday, March 16

|   | Room       | Time          |
|---|------------|---------------|
| HB 263 Ensure patient's right to know costs of medical procedures                 | 317        | 3 p.m.        |
| HB 264 Patient's right to know insurer coverage provisions for medical procedures | 317        | 3 p.m.        |
| <b>HB 230 Revise local government employee incentive program</b>                  | <b>405</b> | <b>3 p.m.</b> |
| HB 522 Revise subdivision exemptions  | 405        | 3 p.m.        |
| HB 375 Create a bipartisan committee to evaluate climate change initiative        | 422        | 3 p.m.        |

### Tuesday, March 17

|   | Room       | Time           |
|---|------------|----------------|
| SB 491 Revise status of subdivision property tax for health insurance premiums    | 405        | 8 a.m.         |
| SB 495 Revise term limits – amend constitution                                    | 405        | 8 a.m.         |
| SB 499 Reduce coal severance tax rates for new production for green facilities    | 405        | 8 a.m.         |
| HB 228 Citizen self-defense and firearm rights                                    | 303        | 9 a.m.         |
| <b>HB 331 Revise laws relating to licensed establishments for health purposes</b> | <b>422</b> | <b>10 a.m.</b> |
| HB 326 Require signatures on construction lien releases                           | 422        | 10 a.m.        |
| SJ 11 Request Congress fund bioproduct innovation centers                         | 472        | 3 p.m.         |
| HB 445 Farmer protection bill—patented plants                                     | 335        | 3 p.m.         |

### Wednesday, March 18

|  | Room | Time      |
|--|------|-----------|
| SB 441 Revise laws related to judgments and collections    | 137  | 8 a.m.    |
| SB 434 Limit governmental liability for rodeo events       | 137  | 8 a.m.    |
| SB 447 Clarify preservation of DNA in felony cases         | 137  | 8 a.m.    |
| SB 431 Revise laws on employer drug testing                | 172  | 8:30 a.m. |
| HB 431 Revise dog bite laws                                | 303  | 9 a.m.    |
| HB 407 Protect children from sexual exploitation and abuse | 303  | 9 a.m.    |

## Scheduled Hearings for March 16-20, 2009, cont.

### Wednesday, March 18, cont.

|   | Room | Time   |
|---|------|--------|
| HB 641 Energy efficiency weatherization standard                          | 172  | 3 p.m. |
| SB 246 Require signs on opencut operations                                | 472  | 3 p.m. |
| SB 297 Map state gravel resources   | 472  | 3 p.m. |
| SB 94 Revise closed water basin permitting laws                           | 472  | 3 p.m. |
| SB 200 Restrict phosphorous cleaning products in certain areas            | 472  | 3 p.m. |
| HB 608 Liability for cleanup of insured damaged property                  | 405  | 3 p.m. |
| HB 466 Providing paid military leave for all public employees             | 405  | 3 p.m. |
| HB 420 Allow local government to adopt energy conservation building codes | 405  | 3 p.m. |

### Thursday, March 19

|  | Room       | Time          |
|--|------------|---------------|
| SB 221 Revise laws related to animal cruelty re: animal hoarding               | 137        | 8 a.m.        |
| SB 504 Abolish income tax with RTIC designed replacement sales tax             | 405        | 8 a.m.        |
| SB 371 Clarify applicability of "at work" for work comp purposes               | 172        | 8:30 a.m.     |
| SB 86 Revise gambling laws   | 172        | 8:30 a.m.     |
| HB 362 Limit liability for practice of disaster medicine                       | 303        | 9 a.m.        |
| HB 534 Require audio-video recording of custodial interrogations               | 303        | 9 a.m.        |
| HB 400 Revise alcohol content of beer  | 422        | 10 a.m.       |
| HB 621 Authorize local government beer and wine license for certain facilities | 422        | 10 a.m.       |
| SB 337 Revise laws governing bison—re: translocation of quarantined bison      | 152        | 3 p.m.        |
| SB 213 Require FWP plan to manage wildlife to prevent disease transmission     | 152        | 3 p.m.        |
| <b>HB 190 Clarify bridge access law</b>  | <b>422</b> | <b>3 p.m.</b> |
| SB 68 Roadkill composting  | 472        | 3 p.m.        |

### Friday, March 20

|   | Room       | Time          |
|---|------------|---------------|
| HB 503 Montana Economic Stimulus Act  | 405        | 8 a.m.        |
| SB 287 Consumer health freedom and access act   | 172        | 8:30 a.m.     |
| HB 404 Uniform standards for certificates of survey and final subdivision plats         | 422        | 10 a.m.       |
| HB 544 Require disability insurers to refund prepaid premiums without fees or penalties | 422        | 10 a.m.       |
| HB 546 Prohibit covenants restricting certain political speech                          | 405        | 3 p.m.        |
| HB 321 Clarify local government authority regarding public water and sewer              | 405        | 3 p.m.        |
| <b>HB 156 Uniform penalty and enforcement for zoning violations</b>                     | <b>405</b> | <b>3 p.m.</b> |

## Projected Session Calendar

**Please note:** This calendar was revised by legislative leadership Dec. 4, 2008; leadership holds the authority to further revise the schedule, including the days the Legislature meets and the proposed breaks.

**Introduction deadlines:** Generally, bills and resolutions must be introduced within two legislative days after delivery. JR 40-50, H40-10. **"General bills"** is used to denote all bills, except appropriation or revenue bills, and all joint resolutions. **Notes:** Deadline dates are determined according to legislative days, using a six-day legislative week. Certain bills and resolutions relating to administrative rules may be transmitted at any time during the session. JR 40-200(3).

|           |   |
|-----------|---|
| March 18: | Transmittal of Revenue-Estimating Joint Resolutions                                 |
| March 20: | Last day for Committee to request Revenue Bills                                     |
| March 26: | Transmittal of Appropriation Bills  |
| March 31: | Transmittal of Revenue Bills  |
| April 2:  | Transmittal of amendments to General Bills  |
| April 4:  | Last day to request Study Resolution or Committee Bills to implement HB2            |
| April 14: | Transmittal of amendments to Appropriation Bills                                    |
| April 16: | Transmittal of amendments to Revenue Bills and Revenue-Estimating Joint Resolutions |
| April 20: | Transmittal of Interim Study Resolutions  |
| April 25: | Session adjourns; Sine Die  |

## MACo Resolutions/Legislation

| <b>No.</b> | <b>Title</b>  | <b>Res. No.</b> | <b>Sponsor</b> | <b>Status-Date</b>                  |
|------------|---|-----------------|----------------|-------------------------------------|
| HB 18*     | Mail ballot pilot project                                     | 2008-23         | Ingraham       | Committee vote failed-1/26          |
| HB 38      | Revise laws to reflect passage of six-mill levy               | 2008-22         | Campbell       | 3 <sup>rd</sup> reading-3/12        |
| HB 45      | Compliance w/ federal law for forest reserve payments         | MACoBd          | Ingraham       | Bill concurred-3/12                 |
| HB 60      | Jail mental health crisis network standards pilot program     |                 | Ebinger        | Hearing-2/3                         |
| HB 81      | Study long-term impacts of budget/demographics                |                 | Lake           | Hearing-1/20                        |
| HB 156     | Uniform penalty/enforcement for zoning violations             | 2004-28         | Pomnichowski   | Hearing-3/20                        |
| HB 180**   | Montana-based business technology districts                   | 2008-38         | Pomnichowski   | Tabled in committee-1/15            |
| HB 190     | Clarify stream access from bridges/fencing                    | 2008-11         | Van Dyk        | Hearing-3/19                        |
| HB 194     | County payment from hard rock mining trust account            | 2008-24         | Mendenhall     | Hearing-3/10                        |
| HB 230     | Revise local government employee incentive program            | 2008-15         | McClafferty    | Hearing-3/16                        |
| HB 232     | Remove limits on PILT for state land in counties              |                 | French         | Tabled in committee-2/12            |
| HB 244     | Clarify law on absence by county officer                      | 2008-01         | Ankney         | 3 <sup>rd</sup> reading-3/12        |
| HB 245     | Authorize counties to create compensated absence fund         | 2008-09         | Ankney         | 3 <sup>rd</sup> reading-3/12        |
| HB 276     | Clarify responsibility for persons injured by law enforcement | 2008-20         | Stoker         | Hearing-2/4                         |
| HB 279     | Indirect cost recovery exemption                              | 2008-35         | Reinhart       | Rev. fiscal note printed-3/12       |
| HB 331     | Revise laws relating to licensed establishments f/ health     | 2008-18         | Morgan         | Hearing-3/17                        |
| HB 406     | Revise county interim zoning law                              |                 | Reinhart       | Missed deadline-2/26                |
| HB 426     | Clarify appt. of commissioners for regional airport authority | 2008-03         | Milburn        | 3 <sup>rd</sup> reading-3/12        |
| HB 428     | Revise requirements for technology districts                  | 2008-38         | Pomnichowski   | Hearing-3/13                        |
| HB 488     | Revise territory transfer laws relating to K-12 school dists. | 2008-29         | L. Jones       | Hearing-3/11                        |
| SB 30***   | Revise reimbursement for meals, lodging                       | MACoEC          | Gebhardt       | Tabled in committee-1/9             |
| SB 57      | Revise laws governing special districts                       | 2008-33         | Gillan         | Hearing-3/3                         |
| SB 58      | Revise local government laws                                  | 2008-33         | Gillan         | Hearing-3/3                         |
| SB 78      | Clarify mill levy limit for soil conservation districts       | 2008-31         | Brendan        | TX to governor-3/11                 |
| SB 148     | Revise and clarify local government laws                      | 2008-26         | Peterson       | Hearing-3/5                         |
| SB 169     | Revise drug testing requirements for public officers          | 2008-13         | Gebhardt       | Tabled in committee-3/5             |
| SB 191     | Provide funding for court security                            | 2008-11         | Jent           | Failed 2 <sup>nd</sup> reading-1/27 |
| SB 208     | Include non-profit hospital employees in co. health plan      | MACoHCT         | Lewis          | Bill concurred-3/12                 |
| SB 309     | Increase lodging/per diem reimbursement f/ state emps.        | MACoEC          | Shockley       | Hearing-3/5                         |
| SB 354     | Revise law on disposal of airport property                    |                 | Lewis          | Missed deadline-2/26                |
| SB 394     | Mail ballot election  | 2008-23         | Bales          | Hearing cancelled-3/3               |
| SJ 7       | Opposition to HR 2421   | 2008-08         | Brendan        | Hearing-3/11                        |
| LC0606     | Revise laws governing electric transmission lines             | 2008-12         | L. Jones       | Draft on hold-11/12                 |
| LC0659     | Authorize local governments to form investment pool           | 2008-30         | Lewis          | Draft on hold-11/19                 |
| LC0942     | Revise laws governing local subdivision regulations           | 2008-07         | Brueggeman     | Draft on hold-1/8                   |
| LC0943     | Revise impact fee laws  | 2008-19         | Brueggeman     | Draft cancelled-2/12                |
| LC1089     | Funding for grants to counties under youth court act          | 2008-40         | McChesney      | Draft on hold-12/8                  |
| LC1342     | State PILT payment to offset state land purchases             | 2008-34         | Bean           | Draft on hold-12/10                 |
| LC1936     | Create youth summer employment program                        | 2006-14         | Branae         | Draft cancelled-1/15                |

\* HB 18 has been replaced by SB 394

\*\* HB 180 has been replaced by HB 428

\*\*\* SB 30 has been replaced by SB 309

## Recently Introduced Bills

| <b>No.</b> | <b>Title</b>   |
|------------|--|
| HB 641     | Energy efficiency weatherization standard  |
| HB 643     | County grant funding to assist with search and rescue for vulnerable populations |
| HB 645     | Implement receipt of and appropriate federal stimulus funds                      |
| HB 646     | Energy efficiency fund for K-12 schools  |

## Recently Introduced Bills, cont.

| <b>No.</b> | <b>Title</b>  |
|------------|---|
| SB 502     | Environmental impact ombudsman                              |
| SB 503     | Montana Economic Stimulus Act                               |
| SB 504     | Abolish income tax with RTIC designed replacement sales tax |
| SB 505     | Temporary permit for CBM water                              |